

**Ordinance
2007-01**

**AN ORDINANCE PROVIDING FOR REGULATION OF
PARKING FOR DISABLED PERSONS; ESTABLISHING
PENALTIES FOR VIOLATIONS; PROVIDING FOR
SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE
DATE.**

WHEREAS, the Board of County Commissioners of Walton County, Florida recognizes the number of disabled parking violations which occur in said county each year; and

WHEREAS, the Board of County Commissioners finds the need for additional regulations of parking for disabled persons;

NOW, THEREFORE BE IT ORDAINED by the Board of County Commissioners to adopt the following:

Section 1. Authority.

This ordinance is adopted pursuant to Sections 125.01, and 3 16.008(4)(a), Florida Statutes.

Section 2. Disabled person parking.

No person shall park their vehicle within any parking space designated exclusively for the use of disabled persons pursuant to Section 316.1955, Florida Statutes, unless the vehicle displays a parking permit issued pursuant to Section 316.1958 or Section 320.0848, Florida Statutes, and the vehicle is transporting a person eligible for the parking permit. Any person who is chauffeuring a person who has a disability is allowed, without need for a disabled parking permit or a special license plate, to stand temporarily in any such parking space, for the purpose of loading or unloading the person who has a disability. A penalty may not be imposed upon the driver for such temporary standing.

Section 3. Penalty for violations.

(a) Any vehicle parked in a properly designated disabled parking space in violation of Section 316.1955, Florida Statutes, shall be fined in the amount of two hundred and fifty dollars (\$250.00) for each such occurrence payable to the clerk of court.

(b) A sign reading “\$250 FINE” shall be attached to each permanent above-grade sign indicating such restricted parking space; provided, however, the fact a space which is clearly distinguishable as a designated accessible parking space for people who have disabilities is not marked with a “\$250 FINE” sign, whether due to full or partial absence, an inaccurate amount,

defacement, mutilation or otherwise, shall not excuse a violation nor limit the fine set forth above.

(c) Fines collected because of violations of this ordinance or Section 3 16.1955(1), Florida Statutes, shall be deposited in a separate county account to be used in the following manner:

- (1) One-third to be used to defray expenses for the administration of the collection of fines.
- (2) Two-thirds to be used to provide funds to improve accessibility and equal opportunity to qualified persons who have disabilities in the county and to provide funds to conduct public awareness programs in the county concerning persons who have disabilities.

Section 4. Severability.

Should any word, phrase, sentence or section of this ordinance be held by a court of competent jurisdiction to be illegal, void, unenforceable or unconstitutional, then such shall be severed from this ordinance and the remainder of the ordinance shall remain in full force and effect.


Section 5. Effective Date

This ordinance shall take effect as provided by law.

Duly enacted by the Board of County Commissioners of Walton County, Florida, at a regular meeting, on the 13 day of February, 2007.

BOARD OF COUNTY COMMISSIONERS

Attest:


Martha Ingle
Martha Ingle

By: Kenneth Pridgen
Kenneth Pridgen, Chair